

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

DAVID TOM and ANDREW TOM, :
individually and on behalf of all others : CIVIL ACTION FILE NO.
similarly situated, :
Plaintiffs, : 1:24-cv-13195-WGY
v. :
PREMIER SOLAR, LLC : **JURY TRIAL DEMANDED**
Defendant. :
:

STIPULATION OF WITHDRAWAL OF COUNTERCLAIM

Plaintiff David Tom, by and through the undersigned counsel, and Defendant Premier Solar LLC, by and through the undersigned counsel, hereby stipulate to withdraw the counterclaim filed in this matter at ECF No. 9 without prejudice. Since that time, Plaintiff has filed an Amended Complaint, and it is the parties' position that the counterclaim is moot, and to clarify the status of the counterclaim as a procedural matter. Defendant reserves all rights, including to file another counterclaim in response to the Amended Complaint.

RESPECTFULLY SUBMITTED AND DATED this April 24, 2025

/s/ Andrew Roman Perrong
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(*Pro Hac Vice*)
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CERTIFICATE OF SERVICE

I hereby certify that on April 24, 2025, a copy of the foregoing was served via CM/ECF.

/s/ Andrew Roman Perrong
Andrew Roman Perrong, Esq.